

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

WILLIE T. DONALD,)	
)	
Plaintiff,)	
)	
v.)	CASE NO.: 2:17-CV-00032
)	
BRUCE OUTLAW, CARLA K. PYLE,)	
As special administrator of the ESTATE)	
OF JOHN E. JELKS, JR., CITY OF)	
GARY, and other as-yet unknown)	
Employees of the City of Gary,)	
)	
Defendants.)	

**CERTIFICATION PURSUANT TO N.D. IND. L.R. 37-1 FOR THE DEFENDANT'S,
CITY OF GARY, MOTION FOR PROTECTIVE ORDER ON PLAINTIFF'S FIRST SET
OF REQUESTS FOR PRODUCTION**

Come now, the Defendant, CITY OF GARY (hereinafter referred to as "City"), by counsel, Tolbert & Tolbert, LLC, and files for its Certification Pursuant to N.D. Ind. L.R. 37-1 for the Motion for Protective Order on Plaintiff's First Set of Requests for Production Pursuant to Federal Rule 26(c) and states as follows:

1. On November 26, 2019 at or around 3:00 p.m., Plaintiff's Counsel, Scott Drury, and City's Counsel, Michael E. Tolbert and Candace C. Williams, participated in a Federal Rule 37-1 teleconference in a good faith attempt to resolve the issues with the Plaintiff's first set of written discovery requests.

2. City's Counsel explained that the Plaintiff's first set of written discovery requests were vague, overly broad, and unduly burdensome.

3. City's Counsel advised that the Plaintiff's written discovery requests, as drafted, leads to discovery disputes and motions based on overly broad and vague requests.

4. City's Counsel asked that the Plaintiff revise his written discovery requests to specifically identify the documents and information the Plaintiff desired the City to produce.

5. City's Counsel explained that if the Plaintiff narrowed his written discovery requests, it would prevent false accusations of withholding documents.

6. Plaintiff's Counsel refused to agree to City Counsel's proposal.

7. The City's Motion for Protective Order on Plaintiff's First Set of Requests for Production Pursuant to Federal Rule 26(c) is being filed contemporaneously with this certification.

WHEREFORE, the Defendant, CITY OF GARY, by counsel, Tolbert & Tolbert, LLC, respectfully requests that this Court grant the City's Motion for Protective Order on Plaintiff's First Set of Requests for Production and for all other just and proper relief in the premises.

Respectfully submitted,

TOLBERT & TOLBERT, LLC

/s/ Candace C. Williams
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Candace C. Williams, 34257-45
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CERTIFICATE OF SERVICE

I certify that on the 26th day of November, 2019, service of a true, correct and complete copy of the foregoing pleading and/or paper was made upon all counsel of record via the Court's CM/ECF system and/or via United States regular mail with the proper postage affixed to:

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